

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

BENJAMIN S. GARCIA,

CV F 02-5878 AWI DLB HC

Petitioner,

**ORDER DIRECTING PETITIONER TO
SUBMIT FURTHER BRIEFING ON MOTION
FOR DISCOVERY, FILED MAY 26, 2005**

V.

[Doc. 50]

JIM HAMLET,

Respondents.

Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

On May 26, 2005, Petitioner filed a motion for discovery. It is unclear from reviewing Petitioner's motion what evidence he is seeking through discovery, who has the evidence, and what claim(s) the evidence relates to. Without such information, the Court cannot resolve Petitioner's motion . Accordingly, within **twenty (20)** days from the date of service of this order, Petitioner shall submit further briefing on his request for discovery, specifically addressing the issues outlined above.

IT IS SO ORDERED.

Dated: January 31, 2006
3b142a

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE